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ROBERT W. STROZIER, P.L.L.C. NOV 1 5 2004

A FIRM SPECIALIZING IN INTELLECTUAL PROPERTY LAW INCLUDING PATENT, TRADEMARK, COPYRIGHT, TRADE SECRET LAW.

UNFAIR COMPETITION AND RELATED MATTERS

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IF YOU HAVE ANY QUESTIONS OR COMMENTS, PLEASE CONTACT ME.

/EBY/JRULY YOURS,

ROBERT WOTEOZIER

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From the desk of...

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Hardin, Susan, et. al. **ART UNIT NO.: 1633** 09/901,782 SERIAL NO.: EXAMINER: SMITH, C.L. FILED: 07/09/01 DOCKET NO.: 00007/01UTL 99999 TITLE: COMPOSITIONS FOR REAL-TIME SEQUENCE **DETERMINATION**

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SECOND SUPPLEMENTAL RESPONSE TO 8 JUNE 2004 FINAL OFFICE ACTION

Dear Examiner Smith:

This is a response to the 8 June 2004 Final Office Action.

SUMMARY OF FINAL OFFICE ACTION

Claim 7	objection - "d"
Claims 20-24 and 45	112, 1¶ - New Matter - "two different sites"
Claim 19	112, 2¶ "mixtures or combinations thereof of the Taq polymerase"
Claims 18, 35-42	112, 2¶ "FRET"
Claim 1-5, 7-9 and 20-23	102(a&b) - Williams and Brandis
6, 10-17 and 43	allowed or allowable